Immunocept, LLC, et al v. Fulbright & Jaworski Doc. 40

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF TEXAS
AUSTIN DIVISION

FILED
FEB 07 2006
CLERK, U.S. DISTRICT COURT
WESTERN DISTRICT OF TEXAS
BY ________ DEPUTY CLERK

IMMUNOCEPT, LLC, PATRICE ANNE LEE, AND JAMES REESE MATSON §
§
Plaintiffs, §
§
v. § CAUSE NO. A050A334 SS
§
FULBRIGHT & JAWORSKI, LLP, §
§
Defendant. §

DEFENDANT FULBRIGHT & JAWORSKI, LLP'S OBJECTIONS TO PLAINTIFFS' PRELIMINARY PROPOSED TRIAL EXHIBIT LIST

TO: Plaintiffs Immunocept, LLC, Patrice Anne Lee and James Reese Matson, by and through their counsel of record, Michael P. Lynn, Lynn Tillotson & Pinker, LLP, 750 N. St. Paul St., Suite 1400, Dallas, Texas 75201

Pursuant to Fed. R. Civ. P. Rule 26(a)(3)(C), defendant, Fulbright & Jaworski, LLP ("Fulbright"), objects to the following exhibits identified by Plaintiffs on their Preliminary Proposed Trial Exhibit List and Fulbright reserves the right to amend or supplement as discovery proceeds in this litigation:

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3.	Defendant objects to this exhibit as irrelevant under Fed. R. Evid. 401, 402
9.	Defendant objects to this exhibit under Fed. R. Evid. 802 as hearsay
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BECK, REDDEN & SECREST
A Registered Limited Liability Partnership

By: ______________________
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Texas Bar No. 00000070
Jeff Golub
Texas Bar No. 00793823
Geoff A. Gannaway
Texas Bar No. 24036617
1221 McKinney St., Suite 4500
Houston, Texas 77010-2010
Telephone: (713) 951-3700
Facsimile: (713) 951-3720

ATTORNEYS FOR DEFENDANT FULBRIGHT & JAWORSKI, LLP

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and correct copy of the foregoing document was served as shown below on counsel of record on February 6, 2006.

Via Facsimile and Certified Mail, Return-Receipt Certified
Michael P. Lynn, P.C.
Jeffrey M. Tillotson, P.C.
John D. Volney
Jeremy Fielding
Lynn Tillotson & Pinker, LLP
750 N. St. Paul St., Suite 1400
Dallas, Texas 75201

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Geoff A. Gannaway